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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re the Application of:

**BRODA ENTERPRISES INC.**

**Inventors:** *Ian Brotherston and Michael Truelove*

Serial No.: 09/745,522

Filed: December 26, 2000

Title: **“Commode Chair”**

Examiner: To be assigned

Group Art Unit: To be assigned

Attorney Docket No.: **K8000102US1**

*H8/IDS*

TO: The Commissioner of Patents and Trademarks  
Washington D.C.  
U.S.A. 20231

March 23, 2001

Sir:

**INFORMATION DISCLOSURE STATEMENT**

Attached hereto for the Examiner's consideration in the examination of this application are copies of the references listed in the attached Form PTO-1449 (Modified).

The Examiner is requested to consider the attached in the examination of this application.

This Information Disclosure Statement (IDS) is intended to be in full compliance with the rules, but should the Examiner find any part of its required content to have been omitted, prompt notice to that effect is earnestly solicited, along with additional time under Rule 1.97(f) to enable the applicant to comply fully.

In accordance with 37 C.F.R. § 1.97(g) and (h), filing of this Information Disclosure Statement is not to be construed as a representation that a search has been made or an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b). Further, no representation is made by Inventor/Applicant herein that no other possible material information as defined in 37 C.F.R. § 1.56(b) exists.

The IDS is being filed prior to the first official action. Inventor/Applicant therefore submits that this IDS fully complies with Rule 1.97. Applicant offers to supply any explanation or discussion of the documents which the Examiner feels is necessary or desirable and which is requested.

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Consideration of the foregoing and enclosures is respectfully requested.

Respectfully submitted

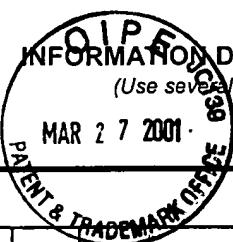


Robert J. Graham  
Reg. No. 43,430

Enclosures:

- Form PTO - 1449
- Copies of documents cited

INTELLECTUAL PROP.\274620\_1



INFORMATION DISCLOSURE CITATION  
(Use several sheets if necessary)

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ATTY DOCKET NO.  
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Ian Brotherston

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December 26, 2000

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
AA	3769638	11/06/73	Clanan, Wayne N.			
AB	3795923	03/12/74	Thomas, Morton I.			
AC	3905051	09/16/75	Gozdiewski, Charles			
AD	4028749	06/14/77	James, David Richard			
AE	4177528	12/11/79	James, David R.			
AF	4287619	09/08/81	Brewer, William R.			
AG	4368551	01/18/83	Cummings, Kent			
AH	4512043	04/23/85	Nolan, William D.			
AI	4571743	02/25/86	Wagoner, Dorothy M.			
AJ	4682377	07/28/87	Reich, Peter S.			
AK	4819283	04/11/89	DiMatteo, Paul			

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
		DE 92 10 365.0	02/25/93	Germany				
		DE 93 15 895.5	03/03/94	Germany				
		GB 1 550 370	08/15/79	Great Britain				

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

Production Research Corporation, 1996-97 Retail Catalog, Upholstery/Seating Devices, Page 109

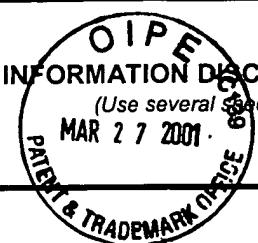
Invacare Continuing Care Group Catalog, Invacare Commodes, Pages 70 and 71

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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AW	5134737	08/04/92	Wyman, David L.			
	AX	5148559	09/22/92	Morris, Charles W.			
	AY	5161812	11/10/92	DeWeese, John L.			
	AZ	5163188	11/17/92	Munroe, Thomas S.			
	BA	5224754	07/06/93	Jeanes, Isaac W.			
	BB	5197152	03/30/93	Rose, Eric P.			
	BC	5289596	01/01/94	Rose, Eric P.			
	BD	5305773	04/26/94	Browning, U. Grant			
	BE	5333333	08/02/94	Mah, Gordon B. J.			
	BF	5343573	09/06/94	Rose, Eric P.			
	BG	5373591	12/20/94	Myers, Rick L.			

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		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO

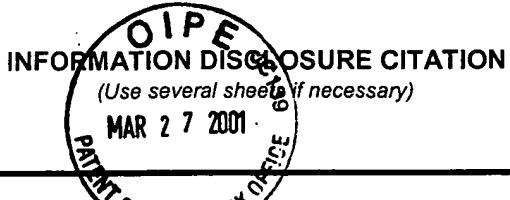
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

			Alco Sales & Service Co., Catalog #700, Pages 146 to 148
			Everest & Jennings Product Brochure, Commodes

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EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	BH	5465744	11/14/95	Browning, U. Grant			
	BI	5517704	05/21/96	Dagostino, Richard J.			
	BJ	5526537	06/18/96	Conrad, Lucas J.			
	BK	5596775	01/28/97	DiMatteo, Paul			
	BL	5664266	09/09/97	Williams, Glen			
	BM	5678883	10/21/97	Bittner, Ronald B.			
	BN	5680661	10/28/97	Foster, L. Dale			
	BO	5737907	04/14/98	Riley, M. Orville			
	BP	5787515	08/04/98	Mason, Kenneth H.			
	BQ	5822809	10/20/98	Gallo, Thomas S.			
	BR	D271614	11/29/83	Martin, James W.			

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

Activeaid Inc. Product Brochures

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U.S. PATENT DOCUMENTS

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BS	D276931	12/25/84	Bard, Andrew			
BT	D282868	03/04/86	Shigenaka, Bob S.			
BU	4334330	06/1982	Marshall			
BV	3261031	07/1966	Gates			
BW	2869614	01/1959	Wamsley			
BX	2719305	10/1955	La Hue			
BY	1234476	07/1917	Howard			
BZ	2745112	05/15/56	M. Bindbeutel			
CA	4550455	11/05/85	Carson, Donald W. et al.			
CB						
CC						

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